

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
CHARLOTTESVILLE DIVISION**

DAMIAN STINNIE, MELISSA
ADAMS, and ADRAINNE JOHNSON,
individually, and on behalf of all others
similarly situated; WILLIEST BANDY,
and BRIANNA MORGAN, individually,
and on behalf of all others similarly
situated,

Plaintiffs,

v.

RICHARD D. HOLCOMB, in his official
capacity as the Commissioner of the
VIRGINIA DEPARTMENT OF MOTOR
VEHICLES,

Defendant.

Civ. No: 3:16-cv-00044

MOTION TO FILE A BRIEF EXCEEDING 25 PAGES

Plaintiffs Damian Stinnie, Melissa Adams, and Adrainne Johnson, Individually and on behalf of all others similarly situated and Williest Bandy and Brianna Morgan, individually, and on behalf of all others similarly situated, (collectively, “Plaintiffs”), by their undersigned counsel, hereby move for the entry of an Order allowing them to file a Memorandum in Support of Plaintiffs’ Motion for Preliminary Injunction (ECF No. 88) exceeding 25 pages. Per the Court’s Pretrial Order (ECF No. 11), a brief may not exceed 25 pages in length, exclusive of accompanying exhibits, without obtaining leave for good cause shown.

On September 11, 2018, Plaintiffs filed a Motion for Preliminary Injunction asking the Court to (1) enjoin the Commissioner from enforcing Section 46.2-395 against Plaintiffs and the Future Suspended Class Members without notice and determination of ability to pay; (2) remove

any current suspensions of the Plaintiffs' driver's licenses imposed under Section 46.2-395; and (3) enjoin the Commissioner from charging a fee to reinstate the Plaintiffs' licenses if there are no other restrictions on their licenses. Plaintiffs' arguments in support of their motion address numerous important legal and public policy issues. Plaintiffs seek an additional twenty-five (25) pages, exclusive of the signature page, and certificate of service to make their arguments in support of their Motion for Preliminary Injunction.

WHEREFORE, for the reasons set forth herein and for good cause shown, Plaintiffs respectfully request that the Court grant this Motion and allow Plaintiffs an additional twenty-five (25) pages, exclusive of the signature page, and certificate of service, for the Memorandum in Support of Plaintiffs' Motion for Preliminary Injunction.

Date: September 11, 2018

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CERTIFICATE OF SERVICE

I hereby certify that on September 11, 2018, I electronically filed the foregoing Memorandum of Law in Support of Plaintiffs' Motion for Class Certification with the Clerk of Court using the CM/ECF System, which will send a notification of such filing to the following CM/ECF participants:

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